

AN ORDINANCE **2006-06-29-0763**

**APPROVING A TOTAL CONSTRUCTION PROJECT AMOUNT OF \$5,109,512.14, TO INCLUDE AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$4,436,690.08 WITH SAN ANTONIO CONSTRUCTORS, LTD., \$729,396.74 OF WHICH WILL BE REIMBURSED BY SAN ANTONIO WATER SYSTEM AND \$120,728.00 WILL BE REIMBURSED BY CPS ENERGY, IN CONNECTION WITH THE SEMLINGER – RIGSBY TO LORD PROJECT, AN AUTHORIZED 2003 STORM WATER REVENUE BOND FUNDED PROJECT, LOCATED IN DISTRICT 2, AND APPROPRIATING FUNDS.**

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**WHEREAS**, bids were submitted in connection with the Semlinger – Rigsby to Lord Project; and

**WHEREAS**, this Ordinance accepts the lowest responsive bid submitted by **San Antonio Constructors, Ltd.** in the amount of \$4,436,690.08 for the Semlinger – Rigsby to Lord Project; and

**WHEREAS**, this Project provides for total street reconstruction of Semlinger Road to a 36-foot width from Rigsby to Wycliff and 30-foot width from Wycliff to Lord, including curbs, sidewalks, driveway approaches, and a storm drainage system with an outfall to Diana; and

**WHEREAS**, this Ordinance also authorizes \$358,656.53 for Project Contingency, \$276,165.53 for Capital Administrative Costs, \$36,000.00 for Material Testing, and \$2,000.00 for advertising expenses; and

**WHEREAS**, of the \$5,109,512.14, the San Antonio Water System Board will reimburse the City \$729,396.74 for relocation and/or replacement of their sewer and water facilities and CPS Energy will reimburse the City for \$120,728.00 for relocation and/or replacement of their utilities associated with this Project; and

**WHEREAS**, approval of this Ordinance will be a continuation of Council policy to complete previously approved 2003-2007 General Obligation Drainage Improvement Bond funded Projects,  
**NOW THEREFORE;**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The lowest responsive bid of **San Antonio Constructors, Ltd.** in the amount of \$4,436,690.08 in connection with the Semlinger – Rigsby to Lord Project is hereby accepted. All other bids will be considered rejected upon the execution of a contract by the successful bidder and the deposit of all required bonds and insurance certificates or the expiration of ninety (90) days from the effective date hereof, whichever occurs first.

**SECTION 2.** The City Manager or her designee is hereby authorized to execute a standard form contract covering said Project in substantially the same form as the City's Standard Form Contract for Construction Contracts.

**SECTION 3.** This ordinance is also a declaration of the City's official intent to reimburse itself from the proceeds derived from the sale of the City of San Antonio, Certificates of Obligation, Series 2006 for any authorized expenditures from any lawfully available funds of the City. This reimbursement is contingent upon the sale of the City of San Antonio, Certificates of Obligation, Series 2006 for Semlinger Road – Lord to Rigsby.

**SECTION 4.** The following financial adjustments are hereby approved:

- a) The amount of \$3,322,488.07 is appropriated in fund 48003000, 2003 Stormwater Revenue Bonds, RB-00078-01-01-08 GL account 6102100 – Interfund Transfer out entitled Transfer to 23-00127-90-02. The amount of \$3,322,488.07 is authorized to be transferred to fund 48099000.
- b) The budget in fund 48099000, Project Definition 23-00127, Semlinger Road – Lord to Rigsby, shall be revised by increasing WBS element 23-00127-90-02 entitled Trf Fr RB-00078-01-01-08, GL account 6101100 – Interfund Transfer In, by the amount of \$3,322,488.07.
- c) The amount of \$667,765.33 is appropriated in fund 43902003, 2006 C/O Streets Improvements, CO-20060-01-01-10 GL account 6102100 – Interfund Transfer out entitled Transfer to 23-00127-90-01. The amount of \$667,765.33 is authorized to be transferred to fund 48099000.
- d) The budget in fund 48099000, Project Definition 23-00127, Semlinger Road – Lord to Rigsby, shall be revised by increasing WBS element 23-00127-90-01 entitled Trf Fr CO-20060-01-01-10, GL account 6101100 – Interfund Transfer In, by the amount of \$667,765.33.
- e) The amount of \$269,134.00 is appropriated in fund 29071000, Drain Detention Project, Internal Order # 39000000000435 GL account 6102100 – Interfund Transfer out entitled Transfer to Fund 48099000. The amount of \$269,134.00 is authorized to be transferred to fund 51099000.
- f) The budget in fund 48099000, Project Definition 23-00127, Semlinger Road – Lord to Rigsby, shall be revised by increasing WBS element 23-00127-90-07 entitled Trf Fr I/O # 39000000000435, GL account 6101100 – Interfund Transfer In, by the amount of \$269,134.00.
- g) Funds are authorized to be received from SAWS-Sewer, to fund 48099000, Project Definition 23-00127, Semlinger Road – Lord to Rigsby, shall be revised by increasing WBS element 23-00127-90-09, entitled SAWS Contribution, SAP GL Account 4502280 – Contribution from other Agencies, by the amount of \$350,032.40.
- h) Funds are authorized to be received from SAWS-Water, to fund 48099000, Project Definition 23-00127, Semlinger Road – Lord to Rigsby, shall be revised by increasing WBS element 23-00127-90-09, entitled SAWS Contribution, SAP GL Account 4502280 – Contribution from other Agencies, by the amount of \$379,364.34.

- i) Funds are authorized to be received from CPS, to fund 48099000, Project Definition 23-00127, Semlinger Road – Lord to Rigsby, shall be revised by increasing WBS element 23-00127-90-08, entitled CPS Contribution, SAP GL Account 4502280 – Contribution from other Agencies, by the amount of \$120,728.00.
- j) The amount of \$3,586,565.34 is appropriated in Fund 48099000, Municipal Drainage Capital Projects, Project Definition 23-00127, Semlinger Road – Lord to Rigsby, WBS element 23-00127-05-02-01, entitled City Construction, G/L Account 5201140, and is authorized to be encumbered and made payable to **San Antonio Constructors, LTD** for construction services.
- k) The amount of \$350,032.40 is appropriated in Fund 48099000, Municipal Drainage Capital Projects, Project Definition 23-00127, Semlinger Road – Lord to Rigsby, WBS element 23-00127-05-02-02-01, entitled SAWS Construction Sewer, G/L Account 5201140, and is authorized to be encumbered and made payable to **San Antonio Constructors, LTD** for construction services.
- l) The amount of \$379,364.34 is appropriated in Fund 48099000, Municipal Drainage Capital Projects, Project Definition 23-00127, Semlinger Road – Lord to Rigsby, WBS element 23-00127-05-02-02-02, entitled SAWS Construction Water, G/L Account 5201140, and is authorized to be encumbered and made payable to **San Antonio Constructors, LTD** for construction services.
- m) The amount of \$120,728.00 is appropriated in Fund 48099000, Municipal Drainage Capital Projects, Project Definition 23-00127, Semlinger Road – Lord to Rigsby, WBS element 23-00127-05-02-03, entitled CPS Gas, G/L Account 5201140, and is authorized to be encumbered and made payable to **San Antonio Constructors, LTD** for construction services.
- n) The amount of \$36,000.00 is appropriated in Fund 48099000, Municipal Drainage Capital Projects, Project Definition 23-00127, Semlinger Road – Lord to Rigsby, WBS element 23-00127-05-02-01, entitled City Construction, G/L Account 5201040, and is authorized to be encumbered and made payable for materials testing.
- o) The amount of \$358,656.53 is appropriated in Fund 48099000, Municipal Drainage Capital Projects, Project Definition 23-00127, Semlinger Road – Lord to Rigsby, WBS element 23-00127-05-06, entitled Project Contingency, G/L Account 5201040, and is authorized to be encumbered and made payable for project contingencies.
- p) The amount of \$276,165.53 is appropriated in Fund 48099000, Municipal Drainage Capital Projects, Project Definition 23-00127, Semlinger Road – Lord to Rigsby, WBS element 23-00127-05-04, entitled Construction Capital Administration, G/L Account 5201040, and is authorized to be encumbered and made payable for capital administrative costs.
- q) The amount of \$2,000.00 is appropriated in Fund 48099000, Municipal Drainage Capital Projects, Project Definition 23-00127, Semlinger Road – Lord to Rigsby, WBS element 23-00127-05-01, entitled Advertise, G/L Account 5201150, and is authorized to be encumbered and made payable for advertising expenses.

**SECTION 5.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

**SECTION 6.** This Ordinance shall take effect on the 9th day of July, 2006.


**PASSED AND APPROVED** this 29th day of June, 2006.



M A Y O R

**PHIL HARDBERGER**

ATTEST:   
City Clerk

APPROVED AS TO FORM:   
City Attorney